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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Newson et al.

Confirmation No. 2651

Serial No.: 09/884,634

Group Art Unit: 2152**Filing Date: June 19, 2001****Examiner: not assgined**

**For: NETWORKING SYSTEM AND METHOD FOR THE TRANSMISSION OF
RELIABLE AND NON-RELIABLE DATA IN A COMON SLIDING
WINDOW**

DATE OF DEPOSIT: 10-31-01
I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED
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REFUND SECTION, ACCOUNTING DIVISION, OFFICE OF FINANCE
Assistant Commissioner for Patents
Washington DC 20231

REQUEST FOR REFUND

Enclosed please find a copy of the "Monthly Statement of Deposit Account" which was received in connection with the above-identified U.S. patent application. Our Deposit Account was charged \$130 for Fee Code 105 (Surcharge - Late Filing Fee for Oath). Please note that this fee was charged in error. **Three executed Combined Declarations and Powers of Attorney were filed with the application on June 19, 2001** which collectively included the oaths of all the inventors for this application namely, Paul E. Newson signing 5/25/01, Aaron W. Ogus signing 5/25/01, Roderick M. Toll signing 5/30/01, Michael J. Narayan signing 5/25/01, Evan J. Schrier signing

5/31/01, and James M. Boswell signing 5/25/01. Despite this submission, Applicants received a Notice to File Missing Parts dated 8/23/01 which stated that signatures were missing for inventors Aaron W. Ogus and James M. Boswell. On September 5, 2001 Applicants responded to the Notice to File Missing Parts with attachments which included copies of the three executed Declarations filed with the application and the return receipt postcard which listed them on the date of filing. Although the PTO is routinely authorized to charge agent's deposit account, Applicants clearly asserted in their Response that **no defect existed in the filing of the application which warranted the Notice to File Missing Parts of 8/23/01.**

For this reason, Applicants request a refund of the \$130 late filing fee. Please credit our Deposit Account No. 23-3050 in the amount of \$130.00. This request is submitted in duplicate.

Date: 10-31-01



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